

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

DUTREIX et al.

Atty. Ref.: 3665-177

Serial No. 10/576,818

Group: 1635

Filed: July 19, 2006

Examiner: VIVLEMORE

For: NUCLEIC ACID USEFUL FOR TRIGGERING TUMOR CELL  
LETHALITY

\* \* \* \* \*

April 15, 2009

**Mail Stop 16**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**REFUND REQUEST**

Refund of the \$180 Information Disclosure Statement fee submitted with the Information Disclosure Statement filed January 6, 2009, is requested. The refund is requested as each of the documents cited in the Information Disclosure Statement filed January 6, 2009, was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the noted Information Disclosure Statement. Each of the listed items contained in the noted Information Disclosure Statement was the first citation of that item by a foreign patent office in a counterpart foreign application which occurred no more than three months prior to the filing of the noted Information Disclosure Statement. Accordingly, a refund of \$180 fee to the undersigned's Deposit Account No. 14-1140 is requested. The Office is requested to contact the undersigned if anything further is required in this regard.

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Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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